MAR 3 n 2005

ZILKA · KOTAB

95 SOUTH MARKET ST., SUITE 420 SAN JOSE, CA 95113 TELEPHONE (408) 971-2573 FAX (408) 971-4660

FAX COVER SHEET

| March 30, 2005 | Phone Number | Fax Number |
|--|--|--|
| Examiner B. Ailes | | (703) 872-9306 |
| Kevin J. Zilka | | |
| o.: NAIIP009/01.114.01 | App. No: 09/895,535 | |
| nber of Pages Being Transmitted, Including | Cover Sheet: 14 | · |
| : | | |
| deliver to Examiner Ailes. | | |
| 76 | | |
| Zilka | | |
| | | |
| | Examiner B. Ailes Kevin J. Zilka .: NAI1P009/01.114.01 nber of Pages Being Transmitted, Including : deliver to Examiner Ailes. | Examiner B. Ailes Kevin J. Zilka App. No: 0 There of Pages Being Transmitted, Including Cover Sheet: 14 deliver to Examiner Ailes. |

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone (if long distance, please call collect) and return the original message to us at the above address via the U.S. Postal Service. Thank you.

March 30, 21+15

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED In re application of: CENTRAL FAX CENTER MAR 3 0 2005 Magdych et al. Group Art Unit: 2142 Application No. 09/895,535) Ex.: Ailes, Benjamin A. Date: March 30, 2005 Filed: June 29, 2001 For: SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR IMPROVED EFFICIENCY IN NETWORK ASSESSMENT **UTILIZING A PORT STATUS** PRE-QUALIFICATION PROCEDURE

CERTIFICATE OF FACSIMILE

being facsimile transmitted to the Commissioner for I hereby certify that this correspondence is Patents, Alexandria, VA 22313-1450 at face unile number: (#03) 872-9306 on the above date.

Farlow

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir:

Transmitted herewith is an amendment in the above-identified application.

SVIPG

Applicant(s) believe that no Extension of Time is required; however, if it is determined that such an extension is \boxtimes required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1351.

If the required fees are missing or any additional fees are required to facilitate filing the enclosed response, please \boxtimes charge such fees or credit any overpayment to Deposit Account No. 50-1351 (Order No. NA11 P009). A copy of this sheet is enclosed for billing purposes.

Respectfully submitted,

Zilka-Kotab, P.C.

Kevin J. Zilka

Registration No. 41,429

P.O. Box 721120 San Jose, CA 95172-1120

Telephone: (408) 971-2573

(Revised 1/96)

PATENT

| IN THE UNITED STATES PATENT AND TRADEMARK OFFICE |
|--|
|--|

In re application of:

Magdych et al.

Application No. 09/895,535

Filed: June 29, 2001

For: SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR IMPROVED EFFICIENCY IN NETWORK ASSESSMENT UTILIZING A PORT STATUS PRE-OUALIFICATION PROCEDURE

Coroup Art Unit: 2142

Date: March 30, 2005

Date: March 30, 2005

Date: March 30, 2005

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Alexandria, VA 22313-1450 at face fails number: (703) 872-9306 on the above date.

Signed: Erica L. Farlow

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

Applicant(s) believe that no Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1351.

If the required fees are missing or any additional fees are required to facilitate filing the enclosed response, please charge such fees or credit any overpayment to Deposit Account No. 50-1351 (Order No. NA11P009). A copy of this sheet is enclosed for billing purposes.

Respectfully submitted, Zilka-Kotab, PC

Kevin J Zilka

Registration No. 41,429

P.O. Box 721120 San Jose, CA 95172-1120 Telephone: (408) 971-2573

(Revised 1/96)

-l-

MAR 3 0 2005

PATENT

In re application of: Magdych et al. Discrete System, Method and Computer) PROGRAM PRODUCT FOR IMPROVED PEFFICIENCY IN NETWORK ASSESSMENT) UTILIZING A PORT STATUS PRE-QUALIFICATION PROCEDURE Discrete System of the state of the state

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Alexandria, VA 22313-1430 at facsimile number: (208) 872-9306 on

Erica L. Farlow

AMENDMENT B

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to an Office Action mailed on 03/21/05, please enter the following in the above application: